



National Gazette

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[2014

THE PAPUA NEW GUINEA NATIONAL GAZETTE

The Papua New Guinea National Gazette is published sectionally in accordance with the following arrangements set out below.

THE PUBLIC SERVICES ISSUE.

The Public Services Issue contains notices concerning vacancies, transfers and promotions within the National Public Service. These issues are published monthly in the first week of each month.

Single copies may be obtained from the Government Printing Office, Muruk Haus, Kumul Avenue, Waigani, for K2.00 each.

THE GENERAL NOTICES ISSUE.

The General Notices Issue includes the date of the sittings of the National Parliament; Legislation (Acts assented to, Statutory Rules); Tenders etc. These issues are published weekly at 11.30 a.m. on Thursday.

Single copies may be obtained from the above address for K2.00.

SPECIAL ISSUES.

Special Issues are made on urgent matters as required. They are provided at no extra cost to subscribers.

Single copies may be purchased on the day of issue at the above address at the prices shown above for respective issues.

SUBSCRIPTIONS.

National Gazette	Papua New Guinea K	Asia - Pacific K	Other Zones K
General	165.00	278.25	278.25
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Prices are for one copy for all issues throughout the year, and will include postage. Subscription fee must be paid in advance; it covers the period from January, 1st to December, 31st.

PAYMENTS.

Payments for subscription fees or publication of notices, must be payable to:—
Government Printing Office,
P.O. Box 1280,
Port Moresby.

NOTICES FOR GAZETTAL.

Notice for insertion in the General Gazette must be received at the Government Printing Office, P.O. Box 1280, Port Moresby, before 12.00 noon on Friday, preceding the day of publication.

All notices for whatever source, must have a covering instruction setting out the publication details required.

The notice must be an original. Photostat or carbon copies are not accepted.

The notice should be typewritten (double-spaced) and one side of the paper only. Signatures in particular, and proper names must be shown clearly in the text.

Copies submitted not in accordance with these instructions will be returned unpublished.

PROCEDURES FOR GOVERNMENTAL SUBSCRIPTIONS.

Departments are advised that to obtain the Gazettes they must send their requests to:

- (i) The Government Printing Office, P.O. Box 1280, Port Moresby, National Capital District.

PUBLISHING OF SPECIAL GAZETTES.

Departments authorising the publication of Special Gazettes are required to pay all printing charges under the instructions from the Manual of Financial Procedures Section 13.3, Subsection 11.

K. KAI AH,
Government Printer.

INDEPENDENT STATE OF PAPUA NEW GUINEA

CERTIFICATION OF ACTS AND A LAW

No. 5 of 2014—*Crocodile Trade (Protection) (Amendment) Act 2014.*

No. 6 of 2014—*Independent Consumer and Competition Commission (Amendment) Act 2014.*

No. 7 of 2014—*Village Courts (Amendment) Act 2014.*

—*Constitutional Amendment (No. 39) Calling, Etc. of the Parliament Law 2014.*

V. KONIVARO,
Clerk of the National Parliament.

Land Act 1996

LAND AVAILABLE FOR LEASING

A. APPLICANT:

Applicants or Tenderers should note—

1. Full name (block letters), occupation and address;
2. If a Company, the proper Registered Company name and address of the Company representative;
3. If more than one person, the tenancy desired and, if tenancy in common, the division of shares.

Applicants or tenderers should note—

4. That a lease cannot be held in a name registered under the *Business Names Act* only; and
5. That in the case of death in joint tenancy, the deceased partner's interest vests in the surviving partner and, in the case of tenancy in common, the deceased partner's interest vests in his estate.

B. TYPE OF LEASE:

Leases provided for a Business, Residence, Pastoral, Agricultural, Mission or Special Purposes. State Leases may be granted for a maximum period of 99 years. Applicants should note that, in the case of land within physical planning areas the purpose of the lease must be in accordance with the zoning requirements of the *Physical Planning Act*.

Land available for Leasing—*continued***C. PROPOSED PURPOSES, IMPROVEMENTS, ETC:**

The applicant or tenderer should provide fullest details (on attachment if necessary) of his proposal for the lease including information on—

1. Financial status or prospects;
2. Details of other land holdings in Papua New Guinea including approximate value of improvements to these holdings;
3. Approximate value and type of proposed improvements to the land applied for;
4. Experience and abilities to develop the land;
5. Any other details which would support the application.

D. DESCRIPTION OF LAND:

To be used only when NOT in response to an advertisement. A brief description giving area and locality is required. A sketch plan should be provided on an attachment. Where possible the land parcel should be identified on a map published by the Department of Lands & Physical Planning.

In the case of Tenders or an advertisement of land available for leasing the description is to be inserted in the column provided under the heading "Tender or Land Available Preference".

E. TENDER OF LAND AVAILABLE PREFERENCE:

The preference should be clearly indicated. In cases where there are more than 20 preferences the additional preferences may be shown on attachment. The "Description" should give the Lot and Section number or the Portion number as shown in the *Gazette*. The "Amount Offered" column need only be completed in the case of tenders.

F. TENDERERS:

Tenderers should take particular note that a tender for an amount less than the reserve price is invalid and shall not be considered. The successful tenderer will be required to pay the full amount of the tender.

G. TOWN SUBDIVISION LEASES:

In addition to the requirements of the relevant sections above, an applicant or tenderer for a Town Subdivision Lease shall submit:

- (i) A preliminary proposal for the subdivision.
- (ii) A preliminary sketch plan of the proposed subdivision.
- (iii) Provisional proposals for subdivision surveys and installation of roads and drainage.

H. FEES:

- 1 All applications or tenders must be accompanied by a Registration of Application Fee. These are regulated as follows:—

K				K			
Residential high covenant	....	....	50.00	Mission Leases	....	....	20.00
Residential low-medium covenant	....	....	20.00	Agricultural Leases	....	....	20.00
Business and Special Purposes	....	....	100.00	Pastoral Leases	....	....	20.00
Leases over Settlement land (Urban & Rural)	....	....	20.00				

2. Following the grant of the lease, an additional fee of K50 (preparation of lease fee), and if surveyed, the survey fee as prescribed and, in the case of tender, the amount of the tender shall be payable within two months from the date of grant, ie. from the date of gazettal of therecommended lease holder in the PNG *National Gazette*.
3. If not surveyed, the payment of survey fee may be deferred until survey.

NOTE: If more than one block is required an additional Application Fee for each additional block must be paid.

I. GENERAL:

1. All applications must be lodged with the Secretary of Lands & Physical Planning;
2. All applications will be considered by the Land Board at a date which will be notified to the applicant and in the *National Gazette*.

(Closing date: Tender closes at 3.00 p.m. on Wednesday, 18th June, 2014)

TENDER No. 047/2014—CITY OF PORT MORESBY (MATIROGO)—NATIONAL CAPITAL DISTRICT—(SOUTHERN REGION)

RESIDENCE (HIGH COVENANT) LEASE

Location: Allotment 13, Section 10.

Area in Hectares: 0.0900 Hectares.

Annual Rental 1st 10 Years: K6,750.00

Improvements and Conditions: The lease shall be subject to the following Conditions:—

- (a) Survey;
- (b) The lease shall be used bona fide for a Residence (High Covenant) Purposes;
- (c) The lease shall be for a term of Ninety-Nine (99) years;
- (d) Rent shall be reassessed after every ten (10) years;

Land available for Leasing—*continued*

- (e) Improvements being buildings for Residence (High Covenant) Purposes to a minimum value as to be decided by the Land Board shall be erected on the land within five (5) years from the date of grant and these or similar improvements to the value to be maintained thereon in good repair during the currency of the lease.
- (f) Excision of easements for electricity, water, power, drainage and sewerage reticulation.

Copies of Tender No. 047/2014 and plans will be displayed on the Notice Boards at the Department of Lands & Physical Planning, Waigani; the Provincial Administrator's Notice Board, Waigani and the National Capital District Authority Council Chamber, Waigani, National Capital District.

They may also be examined in the Land Allocation Section (Southern Region) of the Department of Lands & Physical Planning Head Office (Ground Floor, Eda Tano Haus), Waigani, National Capital District.

Any interested Applicants are required to first consult the Land Allocation Section of the Department of Lands & Physical Planning before lodging formal applications.

(Closing date: Tender closes at 3.00 p.m. on Wednesday, 18th June, 2014)

TENDER No. 050/2014—CITY OF PORT MORESBY (BOMANA)—NATIONAL CAPITAL DISTRICT—(SOUTHERN REGION)
RESIDENCE (MEDIUM COVENANT) LEASE

Location: Allotment 29, Section 4 (9 Mile Settlement).

Area in Hectares: 0.0450 Hectares.

Annual Rental 1st 10 Years: K750.00 p/a.

Improvements and Conditions: The lease shall be subject to the following Conditions:—

- (a) Survey;
- (b) The lease shall be used bona fide for Residence (Medium Covenant) Lease;
- (c) The lease shall be for a term of Ninety-Nine (99) years;
- (d) Rent shall be reassessed after every ten (10) years;
- (e) Improvements being buildings for Residence (Medium Covenant) Lease to a minimum value as to be decided by the Land Board shall be erected on the land within five (5) years from the date of grant and these or similar improvements to the same value to be maintained thereon in good repair during the currency of the lease.
- (f) Excision of easements for electricity, water, power, drainage and sewerage reticulation.

Copies of Tender No. 050/2014 and plans will be displayed on the Notice Boards at the Department of Lands & Physical Planning, Waigani; Division of Alienated Lands, Waigani and the NCDC Local Level Council Chambers, Waigani, National Capital District.

They may also be examined in the Land Allocation Section and Land Board Section (Southern Region) of the Department of Lands & Physical Planning, Head Office (Ground Floor, Eda Tano House), Waigani, National Capital District.

Any interested Applicants are required to first consult the Land Allocation Section of the Department of Lands & Physical Planning before lodging formal applications.

(Closing date: Tender closes at 3.00 p.m. on Wednesday, 18th June, 2014)

TENDER No. 051/2014—CITY OF PORT MORESBY (MATIROGO)—NATIONAL CAPITAL DISTRICT—(SOUTHERN REGION)
RESIDENCE (MEDIUM COVENANT) LEASE

Location: Allotment 6, Section 29 (Sabama).

Area in Hectares: 0.0584 Hectares.

Annual Rental 1st 10 Years: K500.00

Improvements and Conditions: The lease shall be subject to the following Conditions:—

- (a) Survey;
- (b) The lease shall be used bona fide for a Residence (Medium Covenant) Purposes;
- (c) The lease shall be for a term of Ninety-Nine (99) years;
- (d) Rent shall be reassessed after every ten (10) years;
- (e) Improvements being buildings for Residence (Medium Covenant) Purposes to a minimum value as to be decided by the Land Board shall be erected on the land within five (5) years from the date of grant and these or similar improvements to the value to be maintained thereon in good repair during the currency of the lease.
- (f) Excision of easements for electricity, water, power, drainage and sewerage reticulation.

Copies of Tender No. 051/2014 and plans will be displayed on the Notice Boards at the Department of Lands & Physical Planning, Eda Tano Haus (Ground Floor) Waigani; the Provincial Administration Notice Board, Konedobu and the National Capital District Commission, Lagatoi Haus, Waigani, National Capital District.

They may also be examined in the Land Allocation Section (Southern Region) of the Department of Lands & Physical Planning, Head Office (Eda Tano Haus, Ground Floor), Waigani, National Capital District.

Any interested Applicants are required to first consult the Land Allocation Section of the Department of Lands & Physical Planning before lodging formal applications.

*Associations Incorporation Act***NOTICE OF INTENTION TO APPLY FOR THE INCORPORATION OF AN ASSOCIATION**

I, Dutmin Seeto, of P.O. Box 6909, Boroko, National Capital District, a person authorised for this purpose by the committee of the association known as Papua New Guinea Chinese Association of Port Moresby, give notice that I intend to apply for the incorporation of the association under the *Association Incorporation Act*.

The following are the details of the prescribed qualifications for incorporation as specified in Section 2 of the Act:—

- (a) that the association is being formed for the following purposes;
 - (i) to encourage, promote and draw together people who are of the Chinese race whether of whole blood or of half blood or of any lesser blood and who reside in Papua New Guinea and the spouses of any such persons into an integrated community;
 - (ii) to encourage, promote and participate in the educational and social development and progress of Papua New Guinea;
 - (iii) To foster and promote goodwill friendship and co-operation among all people in Papua New Guinea;
 - (iv) To represent the Chinese community before the Government for the time being of Papua New Guinea or any branch or Department thereof and to liaise between the said government and the Chinese community; and
 - (v) Any other objects approved by the Association provided that the same shall be within the prescribed qualifications or provisions as defined by the "*Association Incorporation Act*" of Papua New Guinea as in force from time to time.
- (b) that the association will apply its profit (if any) or other income in promoting its objects; and
- (c) that the association will prohibit the payment of any dividend or payment in the nature of a dividend to its members.

Dated the 3rd day of March, 2014

D. SEETO,
Signature of person giving this Notice.

This Notice has been approved by the Registrar of Companies.

Dated this 14th day of March, 2014.

A. TONGAYU,
Registrar of Companies.

Note:—A person may within one month after the publication of this Notice, lodge with the Registrar an Objection to the incorporation of the proposed association in accordance with Section 4 of the Act.

*Land Act No. 45 of 1996***FORFEITURE OF STATE LEASE**

I, Romilly Kila Pat, a delegate of the Minister for Lands and Physical Planning by virtue of powers conferred by Section 122(1) of the *Land Act* 1996, as amended to date, and all other powers me enabling, hereby forfeit the lease specified in the Schedule on the grounds that:—

- (a) The improvement conditions imposed by the Act have not been fulfilled in respect of the land;

Forfeiture of State Lease—continued

- (b) the rent remains due and unpaid for a period of more than six (6) months; and
- (c) the Lessee has failed to comply with the Notice under Section 122(2) of the *Land Act* 1996.

SCHEDULE

All that piece or parcel of land known as Allotment 010, Section 044, Town of Granville (Kone), National Capital District being the whole of the land more particularly described in the State Lease Volume: 120 Folio 188.

Department of Lands and Physical Planning Reference: DB/044/010.

Dated this 4th day of March, 2013.

R. KILA PAT,
Delegate of the Minister for Lands & Physical Planning.

*Land Act No. 45 of 1996***FORFEITURE OF STATE LEASE**

I, Romilly Kila Pat, a delegate of the Minister for Lands and Physical Planning by virtue of powers conferred by Section 122(1) of the *Land Act* 1996 and all other powers thereunto me enabling, hereby forfeit the lease specified in the Schedule hereunder on the ground(s) that:—

- (a) the improvement covenant and/or conditions stipulated in the lease agreement have not been fulfilled;
- (b) the land lease rental remains due and unpaid for a period of more than six (6) months; and
- (c) the lessee has failed to comply with the Notice under Section 122(2)(a) of the *Land Act* No. 45 of 1996.

SCHEDULE

All that piece or parcel of land known as Portion 1234, Milinch of Banga, Fourmil of Talasea (WNB), West New Guinea Britain Province, being the whole of the land more particularly described in the State Lease Volume: 17 Folio: 200.

Dated this 23rd day of May, 2014.

R. KILA PAT,
A delegate of the Minister for Lands & Physical Planning.

*Land Registration Act (Chapter 191)***ISSUE OF OFFICIAL COPY OF STATE LEASE**

NOTICE is hereby given that after the expiration of fourteen clear days from the date of publication of this Notice, it is my intention to issue an Official Copy of the State Lease referred to in the Schedule below under Section 162 of the *Land Registration Act* (Chapter 191), it having been shown to my satisfaction that the registered proprietor's copy has been lost or destroyed.

SCHEDULE

State Lease Volume 80 Folio 8 evidencing a leasehold estate in all that piece or parcel of land known as Portion 1165, Milinch of Sangara, Fourmil of Buna, Northern Province containing an area of 6.61 hectares more or less the registered proprietor of which is Robert Kavanepa.

Dated this 17th day of April, 2014.

B. SAMSON,
Registrar of Titles.

Companies Act 1997
Companies Number 1-22298

**NOTICE OF INTENTION TO REINSTATE A COMPANY
REMOVED FROM THE REGISTER OF REGISTERED
COMPANIES**

I, John Donald Beattie of Spondula Limited, P.O. Box 904, Port Moresby, National Capital District give notice that I intend to apply to the Registrar of Companies to reinstate Spondula Limited, a company that was removed from the Register of registered companies on 13th May, 2011, and give notice that my grounds of application will be that:

1. I am a Director of Spondula Limited; and
2. Spondula Limited was a party to National Court of Papua New Guinea legal proceedings at the time of the removal of the company from the Register; and
3. The company should not have been removed from the Register.

Dated this 24th day of April, 2014.

J.D. BEATTIE,
Signature of person giving this notice.

This Notice has been approved by the Registrar of Companies.

Dated this 21st day of May, 2014.

A. TONGAYU,
Registrar of Companies.

Note:—A person may within one month after the publication of this Notice, lodge with the Registrar of Companies an Objection and reasons thereof to the reinstatement of the defunct company in accordance with Section 378(3)(d) of the *Companies Act 1997*.

Companies Act 1997
Section 305(2)(a)

KAMBANG HOLDINGS LIMITED
(In Liquidation)
trading as
LUTHERAN SHIPPING

NOTICE OF APPOINTMENT OF LIQUIDATOR

NOTICE is given in accordance with Section 291(2)(a) of the Companies Act 1997 that, I David Guinn, Registered Liquidator of Guinn PKF Chartered Accountants, Bernal St, Port Moresby, was appointed Liquidator of Kambang Holdings Limited (In Liquidation) trading as Lutheran Shipping by a special resolution of the shareholder of the Company made on 24th May, 2014 with effect from 26th May, 2014.

My office address is; Section 15, Allotment 15, Bernal Street, P.O. Box 569, Port Moresby, NCD. Contact - Telephone: 32 0110. Facsimile: 321 0112.

All creditors of the Company are advised to lodge their claims using the prescribed Form 43 of Schedule 1 of the Companies Regulations 1998. All claims must be accompanied by all relevant supporting documentation.

In accordance with Regulations 21 and 22 creditors of the Company are required to lodge their claims with the Liquidator by 28th June, 2014.

D. GUINN, CSM, OBE, OAM,
Liquidator.

Oaths, Affirmation and Statutory Declarations Act (Chapter 317)

APPOINTMENT OF A COMMISSIONER FOR OATHS

I, Hon. Kerenga Kua, OL., M.P., Attorney General & Minister for Justice, being satisfied that the following person is a fit and proper person and by virtue of the powers conferred by Section 12(1) of *Oaths, Affirmation and Statutory Declarations Act (Chapter 317)* and all powers me enabling hereby appoint Suzaan Theron as a Commissioner for Oaths for a period of 6 years while in the employ of Deloitte Touche Tohmatsu as Partner.

This appointment takes effect on the date of publication in the *National Gazette* and is valid until such time the applicant no longer holds the title described above or when he/she leaves the above employer, whichever first happens.

Dated this 21st day of May, 2014.

Hon. K. KUA, OL., M.P.,
Minister for Justice.

Oaths, Affirmation and Statutory Declarations Act (Chapter 317)

APPOINTMENT OF A COMMISSIONER FOR OATHS

I, Hon. Kerenga Kua, OL., M.P., Attorney General & Minister for Justice, being satisfied that the following person is a fit and proper person and by virtue of the powers conferred by Section 12(1) of *Oaths, Affirmation and Statutory Declarations Act (Chapter 317)* and all powers me enabling hereby appoint Noel Bruce Smith as a Commissioner for Oaths for a period of 6 years while in the employ of Deloitte Touche Tohmatsu as Director-Tax Service.

This appointment takes effect on the date of publication in the *National Gazette* and is valid until such time the applicant no longer holds the title described above or when he/she leaves the above employer, whichever first happens.

Dated this 30th day of April, 2014.

Hon. K. KUA, OL., M.P.,
Minister for Justice.

Land Act 1996

DECLARATION OF LAND AND GRANT OF STATE LEASE

I, Romilly Kila Pat, a delegate of the Minister for Lands & Physical Planning by virtue of powers conferred by Sections 111 & 113 of the *Land Act 1996* and all other powers enabling me, hereby give notice that the land described in the Schedule below:—

(a) Is declared pursuant to Part XI of the *Land Act 1996*;

(b) The lease of the land described in the Schedule is hereby granted to the National Housing Corporation.

SCHEDULE

A grant of a Residence Lease in respect of Allotment 3, Section 35, Town of Alotau, Milne Bay Province and being whole of the land particularly described in the Department of Lands & Physical Planning File Ref: EC/035/003.

Dated this 3rd day of April, 2014.

R. KILA PAT,
A Delegate of the Minister for Lands & Physical Planning.

In the National Court of Justice at Waigani Papua New Guinea

MP No. 10 Of 2014

In the matter of the *Companies Act 1997*
and

In the matter of Tokaju Engineering Services Limited

ADVERTISEMENT OF PETITION

NOTICE is given that a Petition for the winding-up of the above named Company by the National Court was on the 15th day of May, 2014 presented by Lance James Summergreene and that the Petition is directed to be heard on Thursday, 14th August, 2014 at 9.30 a.m. before the National Court sitting at Waigani. Any Creditor or Contributor of the Company desiring to support or oppose the making of an Order on the Petition may appear at the time of the hearing by himself or his lawyer for that purpose; and a copy of the Petition will be furnished by me to any Creditor or Contributory of the Company on payment of the prescribed charge.

Advertisement of Petition—continued

The Petitioner's Address is: c/ his Lawyers.

The Petitioner's Lawyers: Fiocco Nutley Lawyers, Ground Floor, Century 21 House, Allotment 51, Section 35, Kunai Street, Hohola, Port Moresby (P.O. Box 599, Konedobu), National Capital District.

S. NUTLEY,
Fiocco Nutley Lawyers,
Lawyers for the Petitioner

Note:—Any person who intends to appear on the hearing of the Petition must serve on or send by post to the above named Lawyer notice of his intention to do so. The Notice must state the name and address of the person, or if a firm, name and address of the firm, and must be signed by the person, or the firm, or its lawyer (if any) and must be served, or, if posted, must be sent by post in sufficient time to reach the above named, not later than 4.00 p.m. on 13th August, 2014 (the Wednesday preceding the day appointed for the hearing).